

ASSEMBLY BILL

No. 1232

Introduced by Assembly Member Huffman

February 27, 2009

An act to amend Section 56430 of the Government Code, relating to local agency formation commissions.

LEGISLATIVE COUNSEL'S DIGEST

AB 1232, as introduced, Huffman. Local agency formation commissions: service reviews.

(1) Existing law establishes in each county a local agency formation commission. The commission is required to develop and determine the sphere of influence of each local governmental agency within the county and to enact policies designed to promote the logical and orderly development of areas within the sphere. Existing law requires the commission to conduct a service review of the municipal services provided in the county or other appropriate area designated by the commission, make specific determinations, and prepare a written statement of those determinations.

This bill would require a commission to make and include in the written statement projected cost and budget increases associated with future regulatory requirements, including, but not limited to, infrastructure replacement and upgrades. By increasing the duties of a local agency formation commission, this bill would impose a state-mandated local program.

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 56430 of the Government Code is
2 amended to read:
3 56430. (a) In order to prepare and to update spheres of
4 influence in accordance with Section 56425, the commission shall
5 conduct a service review of the municipal services provided in the
6 county or other appropriate area designated by the commission.
7 The commission shall include in the area designated for service
8 review the county, the region, the subregion, or any other
9 geographic area as is appropriate for an analysis of the service or
10 services to be reviewed, and shall prepare a written statement of
11 its determinations with respect to each of the following:
12 (1) Growth and population projections for the affected area.
13 (2) Present and planned capacity of public facilities and
14 adequacy of public services, including infrastructure needs or
15 deficiencies.
16 (3) Financial ability of agencies to provide services.
17 (4) Status of, and opportunities for, shared facilities.
18 (5) Accountability for community service needs, including
19 governmental structure and operational efficiencies.
20 (6) *Projected cost and budget increases associated with future*
21 *regulatory requirements, including, but not limited to,*
22 *infrastructure replacement and upgrades.*
23 ~~(6)~~
24 (7) Any other matter related to effective or efficient service
25 delivery, as required by commission policy.
26 (b) In conducting a service review, the commission shall
27 comprehensively review all of the agencies that provide the
28 identified service or services within the designated geographic
29 area.
30 (c) The commission shall conduct a service review before, or
31 in conjunction with, but no later than the time it is considering an

1 action to establish a sphere of influence in accordance with Section
2 56425 or Section 56426.5 or to update a sphere of influence
3 pursuant to Section 56425.

4 SEC. 2. If the Commission on State Mandates determines that
5 this act contains costs mandated by the state, reimbursement to
6 local agencies and school districts for those costs shall be made
7 pursuant to Part 7 (commencing with Section 17500) of Division
8 4 of Title 2 of the Government Code.

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